IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33979 of 2006(T)

PETITIONER:

THAYYIL MADHAVAN,
S/O.ITTAMAN, THAYYIL HOUSE, MANATHALA,
THIRUVATHRA, THRISSUR.

BY ADV. SRI.SUBHASH CYRIAC

RESPONDENTS:

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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, THRISSUR.

2. THE GURUVAYOOR CO-OPERATIVE URBAN BANK LTD NO.F.1652, GURUVAYOOR, REPRESENTED BY THE SECRETARY, THRISSUR.

3. SPECIAL SALE OFFICER, THE GURUVAYOOR CO-OPERATIVE URBAN BANK LTD NO. F.1652, GURUVAYOOR.

4. STATE OF KERALA, REP.BY THE SECRETARY, DEPT. OF CO.OPERATIVE SOCIETIES, SECRETARIAT, THIRUVANANTHAPURAM.

BY SENIOR GOVT. PLEADER SRI.P.N.SANTHOSH.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M. JAMES, J.

W.P.(C) No. 33979 of 2006

Dated this the 20th December, 2006.

J U D G M E N T

The prayer of the writ petitioner is to allow him to have an one time settlement facility, as he is a defaulter of the second respondent, the Guruvayoor Co-operative Urban Bank Ltd. No.F.1652.

2. Counsel appearing for the writ petitioner submits that his property is being brought under sale through public auction, as evidenced by Ext.P2. It is also submitted that the writ petitioner is willing to pay the amount, as per the one time settlement scheme.

3. In the above facts situation, I dispose of the writ petition, directing the second respondent to extend all the facilities of one time settlement, if a representation is preferred before it immediately by the writ petitioner. On receipt of such representation, the second respondent shall consider and pass orders, on merit, after hearing the writ petitioner, on or before 29.12.2006.

4. Till such orders are passed on the representation, as stated above, all coercive steps initiated against the writ petitioner, shall be kept in abeyance.

5. However, I make it clear that the writ petitioner is bound to follow all the directions that may be passed in the representation for one time settlement.

J.M. JAMES,
JUDGE

nj.